

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 99-148

March 22, 1999

CENTRAL MAINE POWER COMPANY
Re: Amendment to Special Rate
Between Contract Central Maine
Power Co. and Dragon Products
Company, Inc.

ORDER APPROVING
AMENDMENT TO
CONTRACT

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

SUMMARY OF DECISION

By this Order, the Commission approves the First Amendment to Central Maine Power Company's (CMP's) special rate contract with Dragon Products Company, Inc. (Dragon).

DISCUSSION

On March 8, 1999, CMP filed with this Commission a proposed amendment to its customer service agreement (CSA) with Dragon, pursuant to Attachment F, Section III of its Alternative Rate Plan (ARP). This amendment lowers the winter on-peak demand charge as a means to encourage Dragon to operate its finishing operation during the winter on-peak period. CMP indicated in its filing that Dragon currently does not operate this process during the winter on-peak times, solely due to the price of electricity. The amendment also extends the term of the agreement through February 29, 2000 and limits the ratchet provision to 80% of the on-peak period demand in January 1999.

We have reviewed the proposed amendment to the CSA and find that it conforms to the criteria in the ARP that allows contracts to go into effect automatically 30-days after being filed with the Commission. Under this 30-day provision, the amendment would go into effect on April 7, 1999. However, in its filing CMP requested approval by March 22, 1999 in order to encourage Dragon to operate its finishing process in March, 1999. We find that the earlier effective date is consistent with the public interest and will, therefore, grant the Company's request to allow this contract to go into effect as of the date of this Order.

Accordingly, we

O R D E R

1. That the proposed First Amendment to Central Maine Power Company's Customer Service Agreement with Dragon Products Company, Inc. filed March 8, 1999 is approved and shall take effect as of the date of this Order.

Dated at Augusta, Maine this 22nd day of March, 1999.

BY ORDER OF THE COMMISSION

Dennis L. Keschl
Administrative Director

COMMISSIONERS VOTING FOR: Welch
 Nugent
 Diamond

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320 (1)-(4) and the Maine Rules of Civil Procedure, Rule 73 et seq.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320 (5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.